

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	Eric L. Barsness, et al.	:	Date: August 13, 2010
Group Art Unit:	2161	:	IBM Corporation
Examiner:	Cindy Nguyen	:	Intellectual Property Law
Serial No.:	10/824,054	:	Dept. 917, Bldg. 006-1
Filed:	Aparil 14, 2004	:	3605 Highway 52 North
Title:	DYNAMICALLY MANAGING COMPUTER RESOURCES BASED ON VALUATIONS OF WORK ITEMS BEING PROCESSED	:	Rochester, MN 55901

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 2313-1450

Sir of Madam:

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated May 13, 2010, finally rejecting claims 6-9, 23-26 and 28-43.

The appeal fee pursuant to 37 C.F.R. §41.20(b) for other than a small entity is \$540.00.
Please charge Deposit Account No. 09-0465 in the amount of \$540.00.

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The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 09-0465:

- (a) Any additional filing fees under 37 C.F.R. §1.16; and
- (b) Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,

ERIC L. BARSNESS, et al.

A handwritten signature in black ink, appearing to read 'Roy W. Truelson', with a long horizontal flourish extending to the right.

By: _____

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